

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Misako MIZUNO et al

Serial No.: 09/577,657

Filed: May 25, 2000

For: GENE ENCODING CAFFEINE
SYNTHESIS SYSTEM
ASSOCIATED ENZYME AND
USE THEREOF



Group Art Unit: 1638

Examiner: A. Kubelik

ATTENTION: BOX SEQUENCE

DECLARATION PURSUANT TO
37 C.F.R. §§1.821-1.825

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

I, Malcolm K. McGowan, declare as follows:

1. That the content of the paper and computer readable copies of the Sequence Listing, submitted in accordance with 37 C.F.R. §1.821(c) and (e), respectively, are the same in compliance with §1.821(f).
2. That the submission, filed in accordance with 37 C.F.R. §1.821(g)[or (h)], herein does not include new matter [or go beyond the disclosure in the international application].

Serial No.: 09/577,657

3. That the substitute copy of the computer readable form, submitted in accordance with 37 C.F.R. §1.825(d), is identical to that originally filed.

I hereby declare that all statements made herein of my own knowledge are true and that all statements were made on information and belief and are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

6 February 2001
Date

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